

**From:** Brandon Pearce  
**To:** Microsoft ATR  
**Date:** 1/23/02 2:16pm  
**Subject:** To whom it may concern,

To whom it may concern,

I am quite concerned with the proposed settlement of the Antitrust case against Microsoft. After reaching the point having an established monopoly engaging in established anti-competitive practices, it seems that the proposed settlement fails to significantly curtail Microsoft's behaviors. It seems that there are many significant technical loopholes that will allow Microsoft to continue many of the practices that have led to the current situation.

For example,

1. The proposed settlement fails to require Microsoft to provide advance notice regarding technical information, while requiring middleware vendors to meet "reasonable technical requirements" seven months before new releases of Windows. How are the middleware vendors supposed to meet these requirements?
2. Many APIs would not be properly documented, as they would not meet the overly narrow definition of API in the proposed settlement.
3. The restrictions of use of the information of the APIs create unacceptable burden on ISVs developing for multiple operating systems.
4. The formats of Microsoft Office documents remain undocumented - this is probably one of the single largest barrier to entry for a competing operating systems and for Office competitors.

The list of problems with this settlement are extensive, and disturbing. If changes are not made to this settlement, it does not seem that there will be a significant change in the behavior of Microsoft.

Thank you for your time,

Brandon Pearce

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